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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/877,802	06/06/2001	Reiko M. Nakamura	10960-0112	2453
23370	7590	06/10/2004	EXAMINER	
JOHN S. PRATT, ESQ			GABEL, GAILENE	
KILPATRICK STOCKTON, LLP				
1100 PEACHTREE STREET			ART UNIT	PAPER NUMBER
SUITE 2800				
ATLANTA, GA 30309			1641	
				DATE MAILED: 06/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Notice of Abandonment</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/877,802	NAKAMURA, REIKO M.	
	Examiner Gailene R. Gabel	Art Unit 1641	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1.  Applicant's failure to timely file a proper reply to the Office letter mailed on 23 January 2004.
  - (a)  A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b)  A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c)  A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d)  No reply has been received.
2.  Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a)  The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b)  The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c)  The issue fee and publication fee, if applicable, has not been received.
3.  Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a)  Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b)  No corrected drawings have been received.
4.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6.  The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7.  The reason(s) below:

See Continuation Sheet

88a/b  
6/8/04

Christopher L. Chin

CHRISTOPHER L. CHIN  
PRIMARY EXAMINER  
GROUP 1800-1641

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Item 7 - Other reasons for holding abandonment: Ms. Kulkarni was notified that the application is abandoned. Ms. Kulkarni indicated that she contacted the Office (Long Le) in March to request restart of the clock for the period of response time to the Advisory Action mailed on 1/23/04 since she was unable to contact Examiner to discuss allowable subject matter prior to responding to the Advisory Action. This was the period of move from the Arlington site to the Carlyle site. She indicated that she continues to await a call from the Office and thus, to date, she has not submitted any correspondence to the Office for review responsive to the Advisory Action mailed 1/23/04. Thus, Application is rendered abandoned as of 3/3/04. Additionally, having reviewed the Application as per Applicant's request, it was determined that several claims have been finally rejected under the provisions of 35 USC 102 and 103, and the new limitations submitted after final rejection raised issues that require further consideration and search; thus precluding the claim amendments from entry as set forth in the Advisory Action mailed on 1/23/04. Accordingly, no allowable subject matter has been identified. Applicant is also requested to note that any decision requiring revival of this abandoned application is by the ~~Board~~ of Petitions.  
office